

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GW HOLDINGS GROUP, LLC,

:
Plaintiff,

:
-against-

US HIGHLAND, INC.,

:
Defendant.

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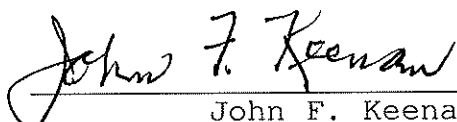
No. 18 Civ. 4997 (JFK)
OPINION & ORDER

JOHN F. KEENAN, United States District Judge:

The Court hereby holds that it is divested of the jurisdiction to decide Plaintiff's pending motion for leave to amend (ECF No. 30) as (1) resolving that motion would control aspects of the case involved in the appeal (see Kilpatrick v. Henkin, 17-CV-5111 (CM), 2018 WL 1684410, at *1 (S.D.N.Y. Jan. 5, 2018) (citing Griggs v. Provident Consumer Discount Co., 459 U.S. 56, 58 (1982))) and (2) it is not one of the motions that Federal Rule of Appellate Procedure 4(a)(4) allows the Court to resolve after a notice of appeal has been filed.

SO ORDERED.

Dated: New York, New York
May 16, 2019



John F. Keenan
United States District Judge